



1 Maart 2021

Geagte Ouers

BEHEERLIGGAAMVERKIESING

Die Beheerliggaamverkiesing en Nominasievergadering wat geskeduleer is vir Woensdag, 3 Maart 2021 moet a.g.v. Departementele instruksies uitgestel word tot Woensdag, 17 Maart 2021. Ons prosedure t.o.v. die sluiting vir nominasies verander nie, dus sluit nominasies steeds op Maandag, 1 Maart 2021 om 14:00.

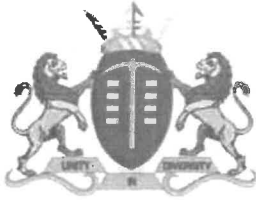
Genomineerde kandidate sal spoedig in kennis gestel word sodat reëlings vir die video-opnames deurgegee kan word.

Sien asb die aangehegte memorandum vanaf die GDO t.o.v. die uitstel van die Beheerliggaamverkiesing

Vriendelike groete

**MNR T HUMAN
SKOOLHOOF**

**MNR A DENYSCHEN
BL VOORSITTER**



MEMORANDUM

**TO: ALL PRINCIPALS
PUBLIC ORDINARY AND SPECIAL SCHOOLS
SGB ASSOCIATIONS**

**CC: CHIEF DIRECTORS: DISTRICT OPERATIONS
DISTRICT DIRECTORS**

DATE: 25 FEBRUARY 2021

**SUBJECT: MANAGEMENT OF THE 2021 SCHOOL
GOVERNING BODY (SGB) ELECTIONS**

1. I wish to thank the outgoing SGB cohort that served our schools from April 2018 to April 2021. Your participation in ensuring cooperative and good governance is greatly valued.
2. This memorandum serves to provide directives regarding the management of the 2021 School Governing Body Elections.
3. SGB Elections will commence on **15 March 2021** due to the following reasons:
 - 3.1 The delay in re-opening of schools to curb the spread of the COVID -19 virus
 - 3.2 The delay in the completion of the Admissions Register, which has a direct impact on the finalisation of the Voters Roll
 - 3.3 Training on 'How to conduct elections' for **All District Electoral Officers, School Electoral Officers, SGB Associations and Monitors** is due to commence on Monday, 01 March - 09 March 2021
4. Note that the 2021 SGB Elections will be conducted as outlined in:
 - 4.1 The South African School Act 84 of 1996, as amended (Section 28)
 - 4.2 Gauteng School Education Act 6 of 1995

Section 31(b) of Gauteng School Education Act 6 of 1995 as amended which states the following regarding regulations relating to governing bodies

“The Member of the Executive Council may make regulations as to -(b) the manner of election, and the powers and functions, of officers of governing bodies;”

4.3 Governing Body Regulations for Public Schools, 1997 as amended

Rule 23A (1) and (2) of Governing Body Regulations for Public Schools, 1997 as amended

“(1) The poll meeting shall be held at the date, time and place indicated in the notice of the nomination meeting, and may be held on the same day as the nomination meeting.

(2) A quorum at the poll meeting shall be 15 percent of the total number of parents who are on the voter's roll.”

Rule 23A (1) and (5) of Governing Body Regulations for Public Schools, 1997 as amended states the following regarding the deviation from a single day election to an extended election:

“(1) The governing body of a school that intends to hold an extended election must, at least 30 days prior to the intended election, apply to the Head of Department for permission to deviate from the single day election, stating the date and time of election.

(5) For the purposes of this Regulation-

(a) a single day election takes place where there is a poll meeting which is scheduled to begin at a specified time and which proceeds as soon as a quorum is present, or is aborted where a quorum is not present within a reasonable time and is rescheduled for another date.

(b) an extended election is one where there is no poll meeting, polling begins at a specified time and continues for an extended period, however, the counting of votes may proceed only if the number of votes cast by close of polls indicates that a quorum has been achieved.”

5. In line with the National Disaster Management Act on COVID-19 protocols and in the spirit of encouraging a broader public participation, as the Head of Department and having considered the above regulations I have come to the following decisions that:

5.1 Schools may continue with the single day mode of SGB Elections as per regulation 23A(5)(a) above, but do so in compliance to all COVID-19 protocols which includes but not limited to wearing masks; social distancing; sanitising and/or washing their hands.

5.2 Approval is granted to schools, that did not apply for deviation but may prefer to use the extended election mode (Full Day) as outlined in regulation 23A (5)(b), to proceed without applying. Such schools will only need to communicate their plan to the District Electoral Officer and make appropriate arrangements with their paired school.

5.3 In the interest of ensuring a free and fair process of SGB elections and further that the Department has not gazetted the online (electronic) election mode, schools cannot utilise this mode for the following reasons amongst others that:

- The proposition from the DBE is not consistent with Rule 23 read together with section 28 of South African School Act 84 of 1996 as amended. The above-mentioned proposition is not supported by our legislative framework regulating SGB elections
- There was no notice issued by the MEC through a gazette in terms of section 28 of South African Schools Act 84 of 1996, as amended, which state that SGB Elections in 2021 will be conducted electronically and guidelines to ensure compliance with Governing Body Regulation for Public Schools, 1997 as amended

6. For more information regarding the 2021 SGB Elections in the Gauteng Province, schools are advised to contact District Electoral Officers (details of which are attached as Annexure A).

7. Hoping that you will find this in order.

Yours faithfully



MR. EDWARD MOSUWE
HEAD OF DEPARTMENT

DATE: 26/02/2021